

**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, OCTOBER 13, 2014**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:03 p.m. on Monday, October 13, 2014, with Councillor Lewis presiding.

Councillor Holliday led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*29 PRESENT: Adamson, Barth, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Jackson, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson, Talley*  
*0 ABSENT:*

A quorum of twenty-nine members being present, the President called the meeting to order.

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Adamson recognized citizens for a just and humane budget for the Animal Care and Control division. Councillor Sandlin recognized Dave Bowman of the Fraternal Order of Police. Councillor Scales recognized the Troxell and Tucker families and members of Tabernacle Presbyterian Church. Councillor Lutz recognized Airport director, Mario Rodriguez. Councillor Barth recognized Dan Sellers, Chief Financial Officer (CFO) of Eskenazi Hospital. Councillor Pfisterer recognized Joe Herons of the Airport, and City Controller Jason Dudich and his staff for all their hard work these past few months on the budget. Councillor Adamson recognized Lori Miser, director of the Department of Public Works (DPW). Councillor Robinson recognized Indianapolis Fire Department (IFD) chief Earnest Malone. Councillor McQuillen recognized former City-County Councillor Jackie Nytes, executive director of the Indianapolis-Marion

County Public Library. Councillor Jackson recognized Rufus “Bud” Myers, executive director of the Indianapolis Housing Agency.

### **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed.

Councillor Hunter said that he believes the vote on Proposal No. 258, 2014 from the Public Safety and Criminal Justice does not reflect abstentions made in committee. Councillor Moriarty Adams stated that there were no abstentions in committee. Councillor Hunter said that it may have been the Administration and Finance Committee. Council Clerk NaTrina DeBow stated that the abstention was on the bi-furcated portion of the Assessor’s budget and is noted in the committee minutes, but the balance of the proposal passed out unanimously. Councillor Hunter asked if this could be noted in the journal of this meeting. The Clerk responded in the affirmative.

Without further objection, the agenda was adopted.

### **APPROVAL OF THE JOURNAL**

The President called for additions or corrections to the Journals of September 22, 2014. There being no additions or corrections, the minutes were approved as distributed.

### **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

Councillor Scales asked for consent to hear Proposal No. 309, 2014 first on the agenda. Consent was given.

PROPOSAL NO. 309, 2014. The proposal, sponsored by Councillor Scales, recognizes Jacen and Ben Troxell for their efforts to raise funds for bullet proof ceramic vest plates for Indianapolis Metropolitan Police Department police officers. Councillor Scales read the proposal and presented Messrs. Troxell with copies of the document and Council pins. Messrs. Jacen and Ben Troxell thanked the Council for the recognition. Councillor Scales moved, seconded by Councillor Talley, for adoption. Proposal No. 309, 2014 was adopted by a unanimous voice vote.

Proposal No. 309, 2014 was retitled SPECIAL RESOLUTION NO. 54, 2014, and reads as follows:

PROPOSAL NO. 308, 2014. The proposal, sponsored by Councillor Scales, recognizes the 90th Anniversary of the Tabernacle Presbyterian Church and recreation program. Councillor Scales read the proposal and presented representatives with copies of the document and Council pins. Pastor Graebel, founders, and program participant Chris Tucker thanked the Council for the recognition. Councillor Scales moved, seconded by Councillor , for adoption. Proposal No. 308, 2014 was adopted by a unanimous voice vote.

Proposal No. 308, 2014 was retitled SPECIAL RESOLUTION NO. 55, 2014, and reads as follows:

PROPOSAL NO. 270, 2014. Councillor Robinson reported that the Metropolitan and Economic Development Committee heard Proposal No. 270, 2014 on September 29, 2014. The proposal, sponsored by Councillor McQuillen, approves the Mayor's appointment of Manuel Mendez as the Director of the Department of Code Enforcement. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Robinson moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 270, 2014 was adopted on the following roll call vote; viz:

*28 YEAS: Adamson, Barth, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Jackson, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson, Talley*  
*0 NAYS:*  
*1 NOT VOTING: McQuillen*

Proposal No. 270, 2014 was retitled COUNCIL RESOLUTION NO. 81, 2014, and reads as follows:

### **INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 297, 2014. Introduced by Councillor Lewis. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the deferred compensation plan of the City and County to ratify a previously executed amendment, allow elected officials to participate in the plan, require mandatory cash outs with excluded rollover accounts, allow partial withdrawals, and reduce the city's contributions if an account is forfeited"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 298, 2014. Introduced by Councillors Moriarty Adams and Pfisterer. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which adopts an investment policy authorizing the investment of public funds and authorizing the investing officer to make investments with a final maturity date that is more than two years, but not more than five years, after the date of purchase or entry into a repurchase agreement"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 299, 2014. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which appropriates a total of \$9,463,473 in the 2014 Budget of various City and County agencies from various funds, which consists of various transfers and appropriation reductions, revenues not previously appropriated, and fund balances"; and the President referred it to the Administration and Finance, Parks and Recreation, Public Safety and Criminal Justice and Public Works Committees.

PROPOSAL NO. 300, 2014. Introduced by Councillors Miller, Osili and Pfisterer. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves an amendment to the declaratory resolution and development plan for the West Washington Street Corridor Economic Development Area"; and the President referred it to the Metropolitan and Economic Development Committee.

PROPOSAL NO. 301, 2014. Introduced by Councillors Gray, Osili, Lutz, Barth and Talley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which approves the issuance of general obligation bonds for library facility improvement projects at the following branches: Brightwood, Eagle, Perry Township, Michigan Road, Fort Benjamin Harrison,

Glendale and Multi-Branch"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 302, 2014. Introduced by Councillors Gray, Osili, Lutz, Barth and Talley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which approves the appropriation of proceeds and investment earnings related to the general obligation bonds related to library projects at the following branches: Brightwood, Eagle, Perry Township, Michigan Road, Fort Benjamin Harrison, Glendale and Multi-Branch"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 303, 2014. Introduced by Councillors Lewis and Barth. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Theodore Simpson to the Indianapolis Greenways Development Committee"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 304, 2014. Introduced by Councillors Lewis, Barth, Mansfield, Robinson and Adamson. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code to require Council approval before firearms may be discharged in city parks"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 305, 2014. Introduced by Councillors Moriarty Adams and Lewis. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Anna Humkey to the Domestic Violence Fatality Review Team"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 306, 2014. Introduced by Councillors Lewis and Barth. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Barbara Lawrence to the Board of Public Works"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 307, 2014. Introduced by Councillor Mahern. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Prospect Street to allow for bike lanes (District 16)"; and the President referred it to the Public Works Committee.

### **SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NOS. 310-312, 2014 and PROPOSAL NOS. 313-318, 2014. Introduced by Councillor Robinson. Proposal Nos. 310-312, 2014 and Proposal Nos. 313-318, 2014 are proposals for Rezoning Ordinances certified for approval by the Metropolitan Development Commission on October 3, 2014. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 71-79, 2014, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 71, 2014.

2014-ZON-054

510 East Fall Creek Parkway, North Drive; 2819, 2821, 2825, 2829, 2837, 2841, 2845, 2917, 2925, 2927, 2931, 2935, 2941 Central Avenue and 2802, 2806, 2810, 2822, 2826, 2834, 2838 and 2844 Ruckle Street; 512 and 518 East 28th Street; 507 and 508 East 29th Street

CENTER TOWNSHIP, CD # 9 and 15

Mapleton Fall Creek Development Association and the City of Indianapolis, by David and Justin Kingen request Rezoning of 4.95 acres from the D-8, C-1, C-2 (FW) and C-4 districts to the C-3C (FW) and C-3C districts.

REZONING ORDINANCE NO. 72, 2014.

2014-CZN-814

715, 720 and 723 East Maryland Street, 117 Concordia Street, and 116 and 125 South Davidson Street  
CENTER TOWNSHIP, CD #19

Herman and Kittle Properties, Inc., by Joseph D. Calderon request Rezoning of 2.57 acres from the I-4-U (RC) district to the CBD-2 (RC) classification to provide for multi-family or mixed-use development.

REZONING ORDINANCE NO. 73, 2014.

2014-CZN-820

806, 808, 812 and 888 East 66th Street  
WASHINGTON TOWNSHIP, CD #3

JHJ Holdings, LLC, by Joseph D. Calderon request Rezoning of 0.91 acre from the D-4 (FF) district to the D-10 (FF) classification to provide for multi-family development.

REZONING ORDINANCE NO. 74, 2014.

2014-ZON-034

1555 Bellefontaine Street (Approximate Addresses)  
CENTER TOWNSHIP, CD #9

Monte Froehlich, by Brian J. Tuohy request Rezoning of 1.73 acres, from the I-3U (RC) district, to the C-S (RC) classification to provide for a mixed-use development, with 49 dwelling units and commercial uses, including, but not limited to, a microbrewery/restaurant, offices and neighborhood retail uses and eating places, all with outdoor seating and / or dining areas.

REZONING ORDINANCE NO. 75, 2014.

2014-ZON-042

2501 North Talbott Street (Approximate Address)  
CENTER TOWNSHIP, CD #15

Fred and Tana Moses, by William Weaver request Rezoning of 0.15 acre from the SU-7 and D-8 districts to the D-8 classification to provide for residential development.

REZONING ORDINANCE NO. 76, 2014.

2014-ZON-043

7676 US 31 (Approximate Address)  
PERRY TOWNSHIP, CD #23

Jack L. and Mary B. Pardue, by Guy G. Kibbe request Rezoning of 0.40 acre from the D-2 district to the C-1 classification.

REZONING ORDINANCE NO. 77 , 2014.

2014-ZON-044

922 North Capitol Avenue (Approximate Address)  
CENTER TOWNSHIP, CD #15

Naptown Capitol Investments, by Will Gooden request Rezoning of 0.5 acre from the I-3-U (RC) (W-5) District to the CBD-2 (RC) (W-5) classification.

REZONING ORDINANCE NO. 78, 2014.

2014-ZON-045

8215 US 31 (Approximate Address)  
PERRY TOWNSHIP, CD #24

NTL Real Estate Corporation, by Eric Harvey request Rezoning of 0.7 acre from the D-3 (FF) district to the C-3 (FF) classification to provide for commercial retail uses.

REZONING ORDINANCE NO. 79, 2014.

2014-CZN-822

6400 Massachusetts Avenue  
WARREN TOWNSHIP, CD #17

Fashion Girls, LLC, by Robert R. Hill request Rezoning of 8.002 acres from the D-3 district to the I-3-S classification to provide for the building additions, a new office building, additional parking and outdoor storage, related to the expansion of a traffic control systems business.

## **SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 212, 2014. Councillor Adamson reported that the Public Works Committee heard Proposal No. 212, 2014 on July 24, August 28 and September 23, 2014. The proposal, sponsored by Councillors McQuillen, Evans, Gooden, McHenry, Cain, Pfisterer, Lutz, Miller, Sandlin, Shreve, Holliday, Hunter, Freeman and Mahern, approves the issuance of IndyRoads Revenue Bonds in an amount not to exceed \$70,000,000 to finance certain street, road, curb and sidewalk improvements, and approves and authorizes other actions in respect thereto. By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Lutz said that as amended, this approves borrowing \$70 million to fund \$35 million of improvements and allows a maximum of 5% interest for five years. He said that, as amended, this proposal pays a bunch of money for something they are not actually buying.

The President called for public testimony at 7:36 p.m. There being no one present to testify, Councillor Adamson moved, seconded by Councillor , for adoption. Proposal No. 212, 2014 was adopted on the following roll call vote; viz:

*27 YEAS: Adamson, Barth, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Jackson, Lewis, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty, Adams, Oliver, Osili, Pfisterer, Robinson, Scales, Shreve, Simpson, Talley*  
*2 NAYS: Lutz, Sandlin*

Proposal No. 212, 2014 was retitled SPECIAL ORDINANCE NO. 5, 2014, and reads as follows:

Councillor Sandlin asked for consent to explain his vote. Consent was given. Councillor Sandlin said that this was originally for a \$150 million bond, and then it was cut and postponed; yet these proposals go hand in hand. He said that the Council leadership seems to be getting into the micromanagement of what streets and roads need repaired the most, and that is why he voted against it.

PROPOSAL NO. 213, 2014. Councillor Adamson reported that the Public Works Committee heard Proposal No. 213, 2014 on July 24, August 28 and September 23, 2014. The proposal, sponsored by Councillors McQuillen, Evans, Gooden, McHenry, Cain, Pfisterer, Lutz, Miller, Sandlin, Shreve, Holliday, Hunter, Freeman and Mahern, appropriates the proceeds of the IndyRoads Revenue Bonds in an amount not to exceed \$35,000,000 to fund the cost of certain street, road, curb and sidewalk projects and the incidental expenses in connection therewith and creates a new non-reverting IndyRoads fund. By a 6-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Cain moved to amend Proposal No. 213, 2014 by deleting the amendments approved by the committee to restore the proposal to its language as originally introduced. Councillor Gooden seconded the motion.

General Counsel Fred Biesecker said that there is a technical problem in doing that, as the proposal as originally introduced appropriated proceeds in the amount of \$110 million, and the proposal just passed included language not to exceed \$70 million. Councillor Cain said that they

can still not exceed that amount. Mr. Biesecker said that this offered amendment does not correspond to what was just passed in Proposal No. 212, 2014. The amendments made in committee changes the \$110 million to \$35 million and Section 3 stipulates that proceeds not appropriated by Proposal No. 213, 2014 go into a non-reverting fund.

Councillor Freeman said that \$70 million does not exceed \$110 million. He said that, as amended, the democrats want to borrow \$70 million and leave \$35 million in the bank to pay interest on something they are not using, and this does not make sense. He said that based on last winter, he believes anyone could come up with a list of \$70 million worth of road projects. He said that he does not understand why they want to hamstring the Department of Public Works (DPW) in getting these roads fixed, and it has become a political process with the committee being used for choosing which roads get paved. He said that he voted in favor of the water deal that provided most of these monies, and even though every democrat voted against it, they were adamant about having money allocated for their projects. He said that this process should have been done properly through DPW, instead of making it a political process. He said that why his colleagues are not willing to allocate money toward something any member of the public would tell them is drastically needed makes no sense.

Councillor Hunter said that they are requesting \$70 million in marketing bonds, and they have to disclose putting half of that into escrow. He asked how long it can remain in escrow when they do not even know if they have an agreement to appropriate the dollars the following year. Bart Brown, Chief Financial Officer, said that this was a strategy that DPW first brought to the table to ask for authorization to borrow up to a certain amount. They planned not to issue the full amount at first, and tonight's action would give them the authority to issue bond anticipation notes, and then they can come back and ask for other bond anticipation notes. Councillor Hunter asked if there are fees associated every time they go back to the well for more, and what that added cost would be. He said that this would be money that would not be going toward road improvements. Mr. Brown said that this was DPW's idea, and that is a good question. He said that there would be some fees, but a lot less than a bond issuance would be. Doing bond anticipation notes first, they can then do some more planning and then do a second amount of notes, and then just have one bond issuance some time next year. Councillor Hunter asked if City Controller Jason Dudich is aware of the fees in this process and if disclosure is required to bond entities that the money is not being appropriated. Mr. Dudich said that they are charged interest as soon as the bonds are issued, and it would depend on the time difference between when they take out the bond anticipation notes and go to market on the bond issuance. He said that \$35 million will have to go to pay off the bond anticipation notes, depending on the action of this Council. It could be a minimal cost if the time frame is small, but if it is longer, that would cost additional interest, and a premium that would be paid for holding that money. Councillor Hunter urged his colleagues to support the amendment in order to insure less administrative costs if the full \$70 million were appropriated at once. Mr. Brown said that this is incorrect, and the bond anticipation notes idea was the plan that was brought to them by DPW. There will be fees and costs no matter what, and amending it back will not save them any money. If DPW wants to do one bond issuance and get all the money quickly, that is a different plan than what they presented; and if that is the case, then they need to start all over from the beginning.

Councillor Adamson said that even though a Councillor voted against the water bill, the expense of RebuildIndy is shared by all of Marion County equally, and therefore, they have the duty to make sure all neighborhoods benefit from that.

Councillor Miller said that he met with Director Miser and the list he saw was for \$35 million of projects and not \$70 million. While it may have been the plan at one time, some residents are

now going to have to wait another year. He said that they need to work together with the DPW team and if they do not get the funds now, they cannot spend them now.

Councillor Mahern moved, seconded by Councillor Talley, to call the question and end debate. The motion carried on the following roll call vote; viz:

*15 YEAS: Adamson, Barth, Gray, Hickman, Lewis, Mahern, Mansfield, Mascari, Moriarty  
Adams, Oliver, Osili, Robinson, Scales, Simpson, Talley  
14 NAYS: Cain, Evans, Freeman, Gooden, Holliday, Hunter, Jackson, Lutz, McHenry,  
McQuillen, Miller, Pfisterer, Sandlin, Shreve*

The motion to amend Proposal No. 213, 2014 back to its originally introduced form failed on the following roll call vote; viz:

*13 YEAS: Cain, Evans, Freeman, Gooden, Holliday, Hunter, Lutz, McHenry, McQuillen,  
Miller, Pfisterer, Sandlin, Shreve  
16 NAYS: Adamson, Barth, Gray, Hickman, Jackson, Lewis, Mahern, Mansfield, Mascari,  
Moriarty Adams, Oliver, Osili, Robinson, Scales, Simpson, Talley*

The President called for public testimony at 7:51 p.m.

Marge McCradden, citizen, said that she does not know the cost of borrowing this money, but thought looking out for the citizens and counting the cost is what the Council was paid to do.

Councillor Hunter asked if they will be disclosing to the bond holder that half of the money will be put into escrow. Mr. Brown said that if they do the bond issuance immediately, yes, they will have to disclose that. However, if they do a bond anticipation note first and hold off on the issuance to do it all at once, they would not have to. Councillor Hunter asked if this amended proposal and new process has all been checked out and is in compliance with state and federal statutes. Mr. Biesecker responded in the affirmative.

Councillor Sandlin said that this proposal in no way mirrors the proposal introduced in July. They talked about borrowing a certain amount of money in order to leverage federal dollars. He said that people are suffering because of the condition of the roads, yet the committee has held up this proposal for three months in order to control and dictate which streets get attention. Councillor Oliver called for a point of order. President Lewis stated that Councillor Sandlin is in order. Councillor Sandlin added that a solid engineering recommendation came from the staff, and they should base projects on a priority basis and not a political basis. He asked Ms. Miser to speak to this amended proposal. Ms. Miser said that are ready to spend every penny of the \$70 million if approved tonight. They have had to substitute some projects on the list based on input, and can design and bid on these projects by early next spring. They already have \$24 million of emergency work that was approved by the Council recently, and these will be more costly than normal estimates because this is not the optimal time to bid. If they divide these projects and delay the bidding, they will indeed pay more for the projects, and they are ready to go for the full \$70 million if it were approved. She said that they do need money in order to match federal dollars, but they can do that at the \$35 million level, as well.

Councillor Mansfield moved, seconded by Councillor Adamson, to call the question and end debate. The motion carried on the following roll call vote; viz:

*16 YEAS: Adamson, Barth, Gray, Hickman, Jackson, Lewis, Mahern, Mansfield, Mascari,  
Moriarty Adams, Oliver, Osili, Robinson, Scales, Simpson, Talley*



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*13 NAYS: Cain, Evans, Freeman, Gooden, Holliday, Hunter, Lutz, McHenry, McQuillen, Miller, Pfisterer, Sandlin, Shreve*

There being no further testimony, Councillor Adamson moved, seconded by Councillor Barth, for adoption. Proposal No. 213, 2014 was adopted on the following roll call vote; viz:

*23 YEAS: Adamson, Barth, Gooden, Gray, Hickman, Holliday, Hunter, Jackson, Lewis, Mahern, Mansfield, Mascari, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Scales, Shreve, Simpson, Talley*  
*6 NAYS: Cain, Evans, Freeman, Lutz, McHenry, Sandlin*

Councillors Freeman, McHenry, Cain, Sandlin and Evans asked to be removed from the proposal as co-sponsors as this is not what they signed on to support. Councillors Freeman, McHenry, Gooden, Miller, Cain and Sandlin asked for consent to explain their votes. Consent was given. Councillor Freeman said how any member of this body could live through last winter and hear Director Miser's testimony that there are easily \$70 million worth of projects that need to be done, yet vote against this is beyond him. He said that this vote is the Council telling people they do not need this money, and they are playing political games and he cannot support it. DPW cannot design projects and bid them, because they do not know if the Council will allocate those dollars. It does not make sense to borrow \$70 million and only spend \$35, and they look like they do not know what they are doing and are making it up as they go along. Councillors McHenry, Gooden, Miller and Cain agreed and said that there is no practical reason to appropriate only half when so many needs need addressing now, and this infrastructure process is more politicized than they have seen to have been postponed for three months and then cut in half. Councillors Mascari, Adamson, Talley, Robinson and Hickman asked to be added as co-sponsors on the proposal.

Proposal No. 213, 2014 was retitled FISCAL ORDINANCE NO. 39, 2014, and reads as follows:

### **SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 258, 2014. Councillors Adamson, Oliver, Robinson, Moriarty Adams and Mansfield reported that various committees heard Proposal No. 258, 2014 on various dates during the months of August, September and October, 2014. The proposal, sponsored by Councillors Lewis and McQuillen, adopts the annual budget for the City of Indianapolis and Marion County for 2015. By unanimous votes, the Public Works, Parks and Recreation and Metropolitan and Economic Development Committees reported their portions of the proposal to the Council with the recommendation that they do pass. The Public Safety and Criminal Justice Committee reported their portion of the proposal to the Council with the recommendation that it pass by a vote of 8-2, and the Administration and Finance Committee recommended that the Council pass Proposal No. 258, 2014 as amended by a vote of 8-0.

Councillor Mansfield said that she is concerned that they are not adequately funding some things they are required to fund, such as the Animal Care and Control Division. She said that this is a substantial amount, and some individuals are jumping to the conclusion that these dollars are setting aside from a reduction in homestead credits. She said that she is also concerned the staffing levels of the police department still are not sufficient, and the dollars found for that do not go far enough. She added that they also need to address the dying trees in the rights-of-way that are also causing a public safety hazard. She said that with reservations, she supports this proposal, but she would like to see some of these other things addressed, as well.

Councillor Moriarty Adams made the following motion:

Madam President:

In order to permit some Councillors with personal interests in portions of Proposal No. 258, 2014 to abstain on those portions, I move to divide the question on the adoption of that proposal as follows:

Question 1 - The appropriations for the Office of the Marion County Assessor (County General Fund, Property Reassessment Fund, Endorsement Fee Fund and County Sales Disclosure Fund).

Question 2 – The appropriations for crime prevention grants set forth in Section 4.01 (d) of Proposal No. 258, 2014.

Question 3 - The balance of Proposal No. 258, 2014.

Councillor Talley seconded the motion, and it carried by a unanimous voice vote.

Councillor Pfisterer said that in light of full disclosure, she sought the advice of her attorney, and even though she does receive a fire department pension, she was told it would not be a conflict for her to vote on this proposal, and she will be voting.

Councillor Sandlin said that this has been one of the best informed, and least contentious processes for a budget that he has seen, and he thanked Controller Dudich and CFO Brown and their staff for their hard work.

Councillor Talley added that a commitment was made in the Public Safety and Criminal Justice Committee to look at finding some additional funding for fire apparatus, and with that commitment, he supports the proposal.

Councillor Lewis said that she will abstain on Questions 1 and 2, as her husband works for the Assessor's Office, and her employer, the Dove House, receives dollars from crime prevention grants.

Councillor Jackson said that her employer also receives dollars from the crime prevention grants, and she will abstain on Question 2.

Councillor Moriarty Adams stated that she will abstain on Question 1 as she works for the Assessor's Office.

Proposal No. 258, 2014, Question 1, carried on the following roll call vote; viz:

*26 YEAS: Adamson, Barth, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Jackson, Lutz, Mansfield, Mascari, McHenry, McQuillen, Miller, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson, Talley*

*0 NAYS:*

*3 NOT VOTING: Lewis, Mahern, Moriarty Adams*

Proposal No. 258, 2014, Question 2, carried on the following roll call vote; viz:

*26 YEAS: Adamson, Barth, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Lutz, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson, Talley*

*0 NAYS:*

*3 NOT VOTING: Jackson, Lewis, Mahern*

The balance of Proposal No. 258, 2014, as amended, was adopted on the following roll call vote; viz:

*25 YEAS: Adamson, Barth, Cain, Evans, Gooden, Gray, Hickman, Holliday, Hunter, Jackson, Lewis, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Shreve, Simpson, Talley*  
*3 NAYS: Freeman, Lutz, Scales*  
*1 NOT VOTING: Mahern*

Councillor Mansfield made, seconded by Councillor Adamson, the following motion:

Madam President:

Because of the complexity and inter-related calculations of the budget proposals and amendments just adopted, I move that the General Counsel and Chief Financial Officer are authorized with the concurrence of the Office of Finance and Management to correct any technical or computational errors in the budget ordinances and resolutions as necessary to accurately reflect the actions of this Council.

The motion carried by a unanimous voice vote.

Councillor Scales asked for consent to explain her vote. Consent was given. Councillor Scales said that the items mentioned by Councillor Mansfield should have been included in the budget, because they are important, and this is why she opposed the proposal.

Proposal No. 258, 2014 was retitled FISCAL ORDINANCE NO. 40, 2014, and reads as follows:

Councillor Adamson reported that the Public Works Committee heard Proposal Nos. 271 and 272, 2014 on September 23, 2014. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 271, 2014. The proposal, sponsored by Councillors Cain and Talley, approves a speed limit reduction in The Hamptons at Geist subdivision (District 5). PROPOSAL NO. 272, 2014. The proposal, sponsored by Councillor Osili, authorizes parking restrictions on Illinois Street between 10th and 11th Streets (District 15). By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Adamson moved, seconded by Councillor Talley, for adoption. Proposal Nos. 271 and 272, 2014 were adopted on the following roll call vote; viz:

*28 YEAS: Adamson, Barth, Cain, Evans, Freeman, Gooden, Gray, Hickman, Hunter, Jackson, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson, Talley*  
*1 NAY: Holliday*

Proposal No. 271, 2014 was retitled GENERAL ORDINANCE NO. 37, 2014, and reads as follows:

Proposal No. 272, 2014 was retitled GENERAL ORDINANCE NO. 38, 2014, and reads as follows:

Councillor Gray reported that the Municipal Corporations Committee heard Proposal Nos. 277-281, 2014 on October 2, 2014.

PROPOSAL NO. 277, 2014. The proposal, sponsored by Councillor Gray, adopts the operating and maintenance budgets and tax levies of the Indianapolis Airport Authority, establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of said municipal corporation for 2015. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gray moved, seconded by Councillor Adamson, for adoption.

Councillor Lutz said that the new director of the Airport has committed to addressing his long-time concern of finding ways to return property to the tax rolls and ease the tax burden on these area residents, and has asked for time to do this, and therefore he will support the proposal.

Proposal No. 277, 2014 was adopted on the following roll call vote; viz:

*29 YEAS: Adamson, Barth, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Jackson, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson*  
*0 NAYS:*

Proposal No. 277, 2014 was retitled FISCAL ORDINANCE NO. 41, 2014, and reads as follows:

PROPOSAL NO. 278, 2014. The proposal, sponsored by Councillor Gray, adopts the operating and maintenance budgets and tax levies of the Capital Improvement Board of Managers, establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of said municipal corporation for 2015. By a 4-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gray moved, seconded by Councillor Talley, for adoption.

Councillor Mascari said that the paper reported that the Pacers are getting \$55 million from the National Basketball Association (NBA), and have had too many handouts and this proposal should not pass in light of that.

Councillor Adamson said that he will support the proposal, but he shares Councillor Mascari's concerns and hopes members of the Capital Improvement Board will have a conversation with the Pacers about paying back the money that was given to them, especially in light of additional broadcasting revenue.

Councillor Lewis stated that as a representative on the Capital Improvement Board, she will abstain from voting on this proposal.

Councillor Mansfield said that she cannot support this proposal because of tax funds being spent on the natatorium, a University-owned property.

Proposal No. 278, 2014 was adopted on the following roll call vote; viz:

*18 YEAS: Barth, Cain, Evans, Freeman, Gooden, Gray, Holliday, Hunter, Jackson, McHenry, McQuillen, Miller, Moriarty Adams, Osili, Pfisterer, Sandlin, Shreve, Talley*  
*10 NAYS: Adamson, Hickman, Lutz, Mahern, Mansfield, Mascari, Oliver, Robinson, Scales, Simpson*

*1 NOT VOTING: Lewis*

Proposal No. 278, 2014 was retitled FISCAL ORDINANCE NO. 42, 2014, and reads as follows:

PROPOSAL NO. 279, 2014. The proposal, sponsored by Councillor Gray, adopts the operating and maintenance budgets and tax levies of the Health and Hospital Corporation of Marion County, establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of said municipal corporation for 2015. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gray moved, seconded by Councillor Talley, for adoption.

Councillor Barth stated that his wife works for Eskenazi, and he will therefore abstain from this vote.

Proposal No. 279, 2014 was adopted on the following roll call vote; viz:

*27 YEAS: Adamson, Cain, Evans, Freeman, Gooden, Gray, Hickman, Hunter, Jackson, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson, Talley*  
*1 NAY: Holliday*  
*1 NOT VOTING: Barth*

Proposal No. 279, 2014 was retitled FISCAL ORDINANCE NO. 43, 2014, and reads as follows:

PROPOSAL NO. 280, 2014. The proposal, sponsored by Councillor Gray, adopts the operating and maintenance budgets and tax levies of the Indianapolis-Marion County Public Library Board, establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of said municipal corporation for 2015. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gray moved, seconded by Councillor Talley, for adoption.

Councillor Gooden stated that his law firm performs legal services for the library, and he will abstain from this vote.

Councillor Lutz said that he wishes they could spend more on the libraries, as it is the only place young people can learn and use their imagination to go anywhere in the world at any time. He congratulated former Councillor and Library Director Jackie Nytes on the job she is doing at the library.

Councillor Adamson invited everyone to get out of the Central Library to see the sculpture commissioned by Sheriff John Layton using weapons confiscated in violent crimes across Marion County.

Proposal No. 280, 2014 was adopted on the following roll call vote; viz:

*28 YEAS: Adamson, Barth, Cain, Evans, Freeman, Gray, Hickman, Holliday, Hunter, Jackson, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson, Talley*  
*0 NAYS:*  
*1 NOT VOTING: Gooden*

Proposal No. 280, 2014 was retitled FISCAL ORDINANCE NO. 44, 2014, and reads as follows:

PROPOSAL NO. 281, 2014. The proposal, sponsored by Councillor Gray, adopts the operating and maintenance budgets and tax levies of the Indianapolis Public Transportation Corporation (IndyGo), establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of said municipal corporation for 2015. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gray moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 281, 2014 was adopted on the following roll call vote; viz:

*29 YEAS: Adamson, Barth, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Jackson, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson*  
*0 NAYS:*

Proposal No. 281, 2014 was retitled FISCAL ORDINANCE NO. 45, 2014, and reads as follows:

**SPECIAL SERVICE DISTRICT COUNCILS  
POLICE SPECIAL SERVICE DISTRICT  
SPECIAL ORDERS – FINAL ADOPTION**

The President convened the Police Special Service District Council.

PROPOSAL NO. 255, 2014. Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal No. 255, 2014 on October 1, 2014. The proposal, sponsored by Councillor Moriarty Adams, approves the tax levy and rate for the Police Special Service District for 2015. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Moriarty Adams moved, seconded by Councillor Talley, for adoption. Proposal No. 255, 2014 was adopted on the following roll call vote; viz:

*28 YEAS: Adamson, Barth, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Jackson, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson, Talley*  
*0 NAYS:*  
*1 NOT VOTING: Oliver*  
*0 ABSENT:*

Proposal No. 255, 2014 was retitled POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 2014, and reads as follows:

**FIRE SPECIAL SERVICE DISTRICT  
SPECIAL ORDERS – FINAL ADOPTION**

The President convened the Fire Special Service District Council.

PROPOSAL NO. 256, 2014 Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal No. 256, 2014 on October 1, 2014. The proposal, sponsored by Councillor Moriarty Adams, approves the tax levy and rate for the Fire Special

Service District for 2015 By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Moriarty Adams moved, seconded by Councillor Talley, for adoption. Proposal No. 30, 2014 was adopted on the following roll call vote; viz:

*28 YEAS: Adamson, Barth, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Jackson, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson, Talley*  
*0 NAYS:*  
*1 NOT VOTING: Oliver*

Proposal No. 256, 2014 was retitled FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 2014, and reads as follows:

### **SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT SPECIAL ORDERS – FINAL ADOPTION**

The President convened the Solid Waste Collection Special Service District Council.

PROPOSAL NO. 257, 2014 Councillor Adamson reported that the Public Works Committee heard Proposal No. 257, 2014 on September 23, 2014. The proposal, sponsored by Councillor Adamson, approves the tax levy and rate for the Solid Waste Collection Special Service District for 2015. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Adamson moved, seconded by Councillor Talley, for adoption. Proposal No. 257, 2014 was adopted on the following roll call vote; viz:

*28 YEAS: Adamson, Barth, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Jackson, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson, Talley*  
*0 NAYS:*  
*1 NOT VOTING: Oliver*

Proposal No. 257, 2014 was retitled SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 2014, and reads as follows:

### **NEW BUSINESS**

Councillor Pfisterer invited everyone to a Candidate Forum on Thursday, October 16, 2014 at the 7<sup>th</sup> and 8<sup>th</sup> Grade Center for Pike, Wayne and Decatur Township candidates. She said that a reception begins at 6:00 p.m., with the forum starting at 7:00 p.m.

Councillor Adamson thanked the audience members who came to advocate on behalf of Animal Care and Control for a fair, just and humane budget.

### **ANNOUNCEMENTS AND ADJOURNMENT**

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor McQuillen stated that he had been asked to offer the following motion for adjournment by:

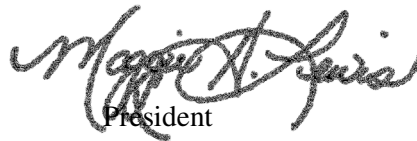
- (1) Councillor Lewis in memory of Ellen Strong and Wayne Lacey; and
- (2) Councillor Pfisterer in memory of John Hayes and Roy Stuckey; and
- (3) Councillor Sandlin in memory of Bruno Karl Hettwer and Wayne Singleton; and
- (4) Councillor Moriarty Adams in memory of Eugene Laugle; and
- (5) Councillor Evans in memory of Minnie Elizabeth Douglass-Small; and
- (6) Councillor Osili in memory of James Zellers; and
- (7) Councillors Pfisterer, Sandlin and Hunter in memory of Hascall Shaffer, Ernest Miller, Harold Drummond and Howard Kramer.

Councillor McQuillen moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Ellen Strong, Wayne Lacey, John Hayes, Roy Stuckey, Bruno Karl Hettwer, Wayne Singleton, Eugene Laugle, Minnie Elizabeth Douglass-Small, James Zellers, Hascall Shaffer, Ernest Miller, Harold Drummond and Howard Kramer. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:35 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 13th day of October, 2014.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)